

AO 440 (Rev. 8/01) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

Southern

District of

New York

HANESBRANDS INC. and HBI BRANDED  
APPAREL ENTERPRISES, LLC,

Plaintiffs,

## SUMMONS IN A CIVIL ACTION

V.

METRO SPORTS INC. (d/b/a PLAYERS SPORTS,  
d/b/a HOT DOT, d/b/a HIP HOP SPORTSWEAR);  
HOT DOT FASHION, INC.; HIP HOP SPORTSWEAR INC.;  
MICHAEL FASHIONS, INC. (d/b/a MICHAEL FASHION);  
LONDON BOY SPORTSWEAR, LTD. (d/b/a LONDON BOY);  
TRANZ N.Y., CORP. (d/b/a OCTANE); OCTANE NYC INC.  
(d/b/a OCTANE); FLASH SPORTS, INC.; 104TH ST. FASHION  
INC. (d/b/a 104 STREET FASHIONS, d/b/a 104 FASHIONS);  
F.T.C. FASHION; various JOHN and JANE DOES, and  
XYZ COMPANIES (UNIDENTIFIED).

CASE NUMBER: 08-CV-0545

Defendants.

TO: (Name and address of Defendant)

METRO SPORTS INC.  
3542 BROADWAY  
NEW YORK, NY 10031

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

COLIN FOLEY, ESQ.  
MORGAN & FINNEGAN, L.L.P.  
3 WORLD FINANCIAL CENTER, 20th FLOOR  
NEW YORK, NY 10281-2101

an answer to the complaint which is served on you with this summons, within 20 days after service  
of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you  
for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the  
Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

JAN 22 2008

CLERK

DATE

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	1/30/2008
NAME OF SERVER (PRINT) <u>WILLIAM PREYOR MKE</u>	TITLE	<u>INVESTIGATOR</u>
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>In store</u>		
<input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.		
Name of person with whom the summons and complaint were left: <u>Mike Ichau (Manager)</u>		
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>1/30/08</u> Date	<u>MW/MW</u> Signature of Server	
<u>227 W 29<sup>th</sup> Street, New York, NY 10001</u> Address of Server		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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d/b/a HOT DOT, d/b/a HIP HOP SPORTSWEAR);  
HOT DOT FASHION, INC.; HIP HOP SPORTSWEAR INC.;  
MICHAEL FASHIONS, INC. (d/b/a MICHAEL FASHION);  
LONDON BOY SPORTSWEAR, LTD. (d/b/a LONDON BOY);  
TRANDZ N.Y., CORP. (d/b/a OCTANE); OCTANE NYC INC.  
(d/b/a OCTANE); FLASH SPORTS, INC.; 104TH ST. FASHION  
INC. (d/b/a 104 STREET FASHIONS, d/b/a 104 FASHIONS);  
F.T.C. FASHION; various JOHN and JANE DOES, and  
XYZ COMPANIES (UNIDENTIFIED).

Defendants.

TO: (Name and address of Defendant)

Metro Sports Inc.  
565 West 145th Street,  
New York, NY 10031

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

COLIN FOLEY, ESQ.  
MORGAN & FINNEGAN, L.L.P.  
3 WORLD FINANCIAL CENTER, 20th FLOOR  
NEW YORK, NY 10281-2101

an answer to the complaint which is served on you with this summons, within 20 days after service  
of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you  
for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the  
Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

(By) DEPUTY CLERK

DATE

JAN 22 2008

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <u>1/30/08</u>	
NAME OF SERVER (PRINT) <u>TOMMY WILLIAM RYAN</u>	TITLE <u>INVESTIGATOR</u>	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served:	<u>In store</u>	
<input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.	Name of person with whom the summons and complaint were left: <u>Tommy would not disclose last name (store manager)</u>	
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>1/30/08</u> <u>LL, P.M.</u> Date Signature of Server</p> <p><u>565-6445-57 NY NY</u> Address of Server <u>227 W 29<sup>ST</sup> NY NY 10001</u></p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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d/b/a HOT DOT, d/b/a HIP HOP SPORTSWEAR);  
HOT DOT FASHION, INC.; HIP HOP SPORTSWEAR INC.;  
MICHAEL FASHIONS, INC. (d/b/a MICHAEL FASHION);  
LONDON BOY SPORTSWEAR, LTD. (d/b/a LONDON BOY);  
TRANDZ N.Y., CORP. (d/b/a OCTANE); OCTANE NYC INC.  
(d/b/a OCTANE); FLASH SPORTS, INC., 104TH ST. FASHION  
INC. (d/b/a 104 STREET FASHIONS, d/b/a 104 FASHIONS);  
F.T.C. FASHION; various JOHN and JANE DOES, and  
XYZ COMPANIES (UNIDENTIFIED).

CASE NUMBER: 08-CV-0545

Defendants.

TO: (Name and address of Defendant)

Metro Sports Inc  
2946 Third Avenue  
Bronx, NY 10455

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

COLIN FOLEY, ESQ.  
MORGAN & FINNEGAN, L.L.P.  
3 WORLD FINANCIAL CENTER, 20th FLOOR  
NEW YORK, NY 10281-2101

an answer to the complaint which is served on you with this summons, within 20 days after service  
of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you  
for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the  
Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

JAN 22 2008

CLERK

(B) DEPUTY CLERK

DATE

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 1/30/08	
NAME OF SERVER (PRINT) <i>WILLIAM PAYON</i>	TITLE <i>Investigator</i>	
<i>Check one box below to indicate appropriate method of service</i>		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <i>In STORE</i>		
<input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. <i>MOUSSA JICKY (STORE CLERK)</i>		
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>1/30/08</u> <u><i>WVH</i></u>            Date <u><i>Signature of Server</i></u></p> <p><u>227 W 29 ST N, NY 10001</u>  <u><i>Address of Server</i></u></p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.